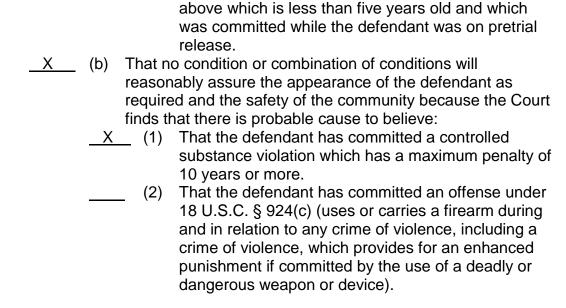
IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,	
Plaintiff,	8:17MJ27
vs. FERNANO GARCIA PANTOJA,	DETENTION ORDER PENDING TRIAL
Defendant.	
	aring pursuant to 18 U.S.C. § 3142(f) of orders the above-named defendant § 3142(e) and (I).
conditions will reasonably assur required. X By clear and convincing evidence conditions will reasonably assur	
X (1) Nature and circumstances of X (a) The crime: Possession is a serious crime and imprisonment. (b) The offense is a crime X (c) The offense involves a crime involve a	Services Report, and includes the following: of the offense charged: on with Intent to Deliver Methamphetamine dicarries a maximum penalty of life e of violence. a narcotic drug. a large amount of controlled substances,
X (3) The history and characterist (a) General Factors: The defendan which may aff The defendan	against the defendant is high. tics of the defendant including: at appears to have a mental condition fect whether the defendant will appear. at has no family ties in the area. at has no steady employment.

		The defendant has no substantial financial resources.The defendant is not a long time resident of the
		community.
		X The defendant does not have any significant community
		ties.
		Past conduct of the defendant:
		X The defendant has a history relating to drug abuse.
		The defendant has a history relating to alcohol abuse.The defendant has a significant prior criminal record.
		The defendant has a significant prior climinal record. The defendant has a prior record of failure to appear at
		court proceedings.
	(b)	At the time of the current arrest, the defendant was on:
	(3)	Probation
		Parole
		Supervised Release
		Release pending trial, sentence, appeal or completion of
		sentence.
	(c)	Other Factors:
		X The defendant is an illegal alien and is subject to
		deportation. The defendant is a legal alien and will be subject to
		deportation if convicted.
		X The Bureau of Immigration and Customs Enforcement
		(BICE) has placed a detainer with the U.S. Marshal.
		Other:
	,	nature and seriousness of the danger posed by the defendant's
r	elease are	as follows: Nature of the charges and criminal history.
	ů.	
v /	E) Dob	uttoble Presumptions
<u>X</u> (uttable Presumptions rmining that the defendant should be detained, the Court also
		on the following rebuttable presumption(s) contained in 18 U.S.C.
		(e) which the Court finds the defendant has not rebutted:
		(a) That no condition or combination of conditions will
		reasonably assure the appearance of the defendant as
		required and the safety of any other person and the
		community because the Court finds that the crime involves:
	-	(1) A crime of violence; or
	-	(2) An offense for which the maximum penalty is life
		imprisonment or death; or X (3) A controlled substance violation which has a
	-	X (3) A controlled substance violation which has a maximum penalty of 10 years or more; or
		(4) A felony after the defendant had been convicted of
	-	two or more prior offenses described in (1) through
		(3) above, <u>and</u> the defendant has a prior conviction
		for one of the crimes mentioned in (1) through (3)



D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED this 8th day of February, 2017.

BY THE COURT:

s/ Susan M. Bazis United States Magistrate Judge